

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**APPELLATE SIDE.**

WRIT PETITION NO. 1698 OF 2006.

B.G. Gaud & anr. ... Petitioner.  
V/s.  
The State of Maharashtra & ors. ... Respondent.

Shri D.B. Sawant for the petitioner.

Shri R.M. Patne, AGP for respondent No.1.

Shri S.B. Thorat for respondent Nos. 5 & 6.

**CORAM : V.C.DAGA, J.**

**DATED : 14.3 .2006.**

**P.C. :**

----

. Heard learned Counsel for the petitioner.

2. Already petition challenging identical order

has been dismissed, being Writ Petition No.1686/2006. No case is made out to take a different view. The view taken in the impugned order is a reasonable and possible view in the facts and circumstances of the case. For the reasons recorded while disposing of Writ Petition No. 1686/2006, this petition stands dismissed in limine with no order as to costs.

3. At this stage, it will not be out of place

to mention that Shri Patne, AGP appearing for the State has made a statement that in view of the impugned order cancelling auction, the amount

deposited by various tenderers or successful  
tenderers shall be refunded to them proportionately  
within 4 weeks from today. Statement made is taken  
on record.

. Petition accordingly stands disposed of with  
no order as to costs.

**(V.C.DAGA,J.)**